761551N25A - SH-AD-32A

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT
A Tradition of Service

DATE: June 18, 2013
FILE NO:

OFFICE CORRESPONDENCE

FROM: BOBBY D. DENHAM, COMMANDER
NORTH PATROL DIVISION

TO: MERRILL E. LADENHEIM, CAPTAIN
LAKEWOOD STATION

SUBJECT: EXECUTIVE FORCE REVIEW COMMITTEE FINDINGS:

Case Number:	FO2315461
Incident:	Significant Force
Incident Date:	July 1, 2012
Unit:	Lakewood Station
Suspect:	Dustin Pfeiffer, MW/10-23-74
Involved Employees:	Deputy Jeffrey Burke, #[redacted] Deputy [redacted], #[redacted] Deputy [redacted], #[redacted] Deputy [redacted], #[redacted] Deputy [redacted], #[redacted] Deputy Robert Solorio, #[redacted]
EFRC Date:	June 13, 2013

The Executive Force Review Committee (EFRC) consisting of Commanders Stephen Johnson, Bobby Denham, and Ralph Webb met and reviewed the above case.

FORCE POLICY RELATING TO INCIDENT:

Law Enforcement officers are entitled to use the amount of force that is reasonable and necessary to make an arrest, prevent escape, or overcome resistance.

FINDINGS:

Lakewood Station deputies responded to a call regarding a "Suspicious Person" sitting in a truck in front of a residential home.

One of the responding deputies recognized the address as one he had responded to on May 28, 2011, involving a suspect that was arrested with a loaded AK-47 and a shotgun. The suspect had attempted to hide one of the guns during the previous contact. The deputy relayed this information to his assisting deputy prior to their arrival at the location.

Upon their arrival, the deputies saw the person described in the call sitting in a pickup truck slumped forward in the seat as if attempting to conceal something. As the deputies ordered the suspect to raise his hands into plain sight, he immediately exited the truck. The deputies approached on foot and quickly noticed that the suspect appeared to be under the influence of a stimulant.

As the deputies began to conduct a "pat down" search of the suspect, he began to yell profanities toward the deputies and stated that he did not want to go back to jail. As the deputies attempted to handcuff the suspect, they placed one handcuff on when the suspect lunged back into the truck, grabbed a plastic baggie containing a white powdery substance and ripped open the bag. The suspect then reached underneath the driver's seat when the deputies deployed the Taser two times. This had little effect on the suspect as he stood up straight in the doorway of the truck.

The deputies requested assistance while struggling with the suspect and conducted a "take down." While struggling on the ground, the suspect attempted to retrieve a knife from his rear pants pocket. The deputies struck the suspect in the face and head numerous times, as well as knee strikes to the torso. One deputy regained control of his Taser and drive stunned the suspect with only minor results. As the assisting deputies arrived, one deputy used his sap in an attempt to get the suspect to stop kicking. The deputies were able to finish handcuffing the suspect and utilized a hobble on the suspect's legs. The suspect was transported to Long Beach Memorial Hospital and treated for a skull fracture.

The EFRC determined the force used against the assaultive and uncooperative suspect was reasonable, necessary, and justified. The EFRC also determined the tactics used were within Department policy.

RECOMMENDATIONS:

The EFRC recommended the unit commander, Captain Merrill E. Ladenheim, conduct a tactical debriefing with all involved personnel regarding the unique circumstances of this incident. The committee also recommended a "hazard hit" for this location be place in the Computer Aided Dispatch (CAD) system for officer safety reasons.

Additionally, the EFRC requested the unit commander follow-up with the deputy who utilized the sap during this incident to ensure it was within compliance of Manual of Policy and Procedures, Section 3-03/370.00.

BDD:JER:jer

Los Angeles County Sheriff's Department

Supervisor's Report on Use of Force

Incident Information

URN: 912 - 12256 - 1325 - 145		Date: 07/01/12	Time: 0810
Location:	[redacted] Monogram Avenue	City or Station:	Lakewood
Bureau/Station/Facility:	South / Lakewood Station	Admin. Investigation:	YES ○ NO ○
Type of Force:	Significant / Personal Weapons (Fist, Knee) / Taser / Impact Weapon (Sap) / Take down Down		
Deputy Injury: YES ◉ NO ○		Suspect Injury YES ◉ NO ○	

☒ Call ☐ Observation ☐ Detail ☐ Foot Pursuit ☐ Vehicle Pursuit

IAB Notified: YES ◉ NO ○ Person Notified: Lt. Mcbride Emp: [redacted] IAB Roll Out: YES ◉ NO ○

Involved Employee

E 1

Employee #	Last Name	First Name	Middle Name
[redacted]	Burke	Jeffrey	

Sex	Race	Unit of Assignment	Work Assignment (Unit #, Module, etc.)
◉ Male ○ Female	W	Special Victims Bureau	132

Shift		Age	Height	Weight
○ EM ◉ Day ○ PM	◉ Regular Shift ○ OT Shift ○ Off Duty	[redacted]	5'7"	190

☒ Injured ☐ Treated ☐ Admitted Hospital: ______ Coroner Case #: Directed Force ○ Significant Force ◉

E 2

Employee #	Last Name	First Name	Middle Name
[redacted]	Solorio	Robert	

Sex	Race	Unit of Assignment	Work Assignment (Unit #, Module, etc.)
◉ Male ○ Female	H	Lakewood Station	132T1

Shift		Age	Height	Weight
○ EM ◉ Day ○ PM	◉ Regular Shift ○ OT Shift ○ Off Duty	[redacted]	5'10"	170

☒ Injured ☐ Treated ☐ Admitted Hospital: ______ Coroner Case #: Directed Force ○ Significant Force ◉

E 3

Employee #	Last Name	First Name	Middle Name
[redacted]	[redacted]	[redacted]	

Sex	Race	Unit of Assignment	Work Assignment (Unit #, Module, etc.)
◉ Male ○ Female	H	Lakewood Station	133D

Shift		Age	Height	Weight
○ EM ◉ Day ○ PM	◉ Regular Shift ○ OT Shift ○ Off Duty	[redacted]	5'6"	270

☐ Injured ☐ Treated ☐ Admitted Hospital: ______ Coroner Case #: Directed Force ○ Significant Force ◉

☐ Additional Involved Employees

On Duty Supervisor

Emp. #	Last Name	First Name	Middle Name	Rank	Present	Witness to Incident
[redacted]	Reveles	Joe		Sgt	YES ○ NO ◉	YES ○ NO ◉
					YES ○ NO ○	YES ○ NO ○

Watch Sergeant

Emp. #	Last Name	First Name	Middle Name
[redacted]	Acosta	Martin	

Watch Commander

Emp. #	Last Name	First Name	Middle Name
[redacted]	Moses	Steven	

Watch Commander (**Print Name**): Carrizosa, Slade Watch Commander's **Signature**: Emp #: 406198 Date:

Supervisor Completing Form: (**Print Name**) Emp #: Copy Provided to Employee by: Emp #:

Unit Commander (**Print Name**) Unit Commander's **Signature**: Emp #: Date

DISCOVERY Use Only
FO#

Original: Discovery Unit
Copy: Unit Commander SH-R-438P (Rev. 03/12)

Supervisor's Report on Use of Force
INVOLVED EMPLOYEE - Continuation

912 - 12256 - 1325 - 145

Involved Employee

E 4

Employee #: [redacted]	Last Name: [redacted]	First Name:	Middle Name: [redacted]
Sex: (●) Male ( ) Female	Race: H	Unit of Assignment: East Los Angeles Station	Work Assignment (Unit #, Module, etc.): 135T1
Shift: ( ) EM (●) Day ( ) PM	(●) Regular Shift ( ) OT Shift ( ) Off Duty	Age: [redacted]	Height: 5'8" / Weight: 180
☐ Injured ☐ Treated ☐ Admitted Hospital:		Coroner Case #:	Directed Force ( ) Significant Force (●)

E 5

Employee #: [redacted]	Last Name: [redacted]	First Name:	Middle Name: [redacted]
Sex: (●) Male ( ) Female	Race: H	Unit of Assignment: Lakewood Station	Work Assignment (Unit #, Module, etc.): 134
Shift: (●) EM ( ) Day ( ) PM	(●) Regular Shift ( ) OT Shift ( ) Off Duty	Age: [redacted]	Height: 5'8" / Weight: 225
☐ Injured ☐ Treated ☐ Admitted Hospital:		Coroner Case #:	Directed Force ( ) Significant Force (●)

E 6

Employee #: [redacted]	Last Name: [redacted]	First Name:	Middle Name: [redacted]
Sex: [redacted] Male [redacted] Female	Race: [redacted]	Unit of Assignment: [redacted]	Work Assignment (Unit #, Module, etc.): [redacted]
Shift: [redacted] EM [redacted] Day [redacted] PM	[redacted] Regular Shift [redacted] OT Shift [redacted] Off Duty	Age: [redacted]	Height: [redacted] / Weight: [redacted]
☐ Injured ☐ Treated ☐ Admitted Hospital:		Coroner Case #:	Directed Force ( ) Significant Force (●)

E_

Employee #:	Last Name:	First Name:	Middle Name:
Sex: ( ) Male ( ) Female	Race:	Unit of Assignment:	Work Assignment (Unit #, Module, etc.):
Shift: ( ) EM ( ) Day ( ) PM	( ) Regular Shift ( ) OT Shift ( ) Off Duty	Age:	Height: / Weight:
☐ Injured ☐ Treated ☐ Admitted Hospital:		Coroner Case #:	Directed Force ( ) Significant Force ( )

E_

Employee #:	Last Name:	First Name:	Middle Name:
Sex: ( ) Male ( ) Female	Race:	Unit of Assignment:	Work Assignment (Unit #, Module, etc.):
Shift: ( ) EM ( ) Day ( ) PM	( ) Regular Shift ( ) OT Shift ( ) Off Duty	Age:	Height: / Weight:
☐ Injured ☐ Treated ☐ Admitted Hospital:		Coroner Case #:	Directed Force ( ) Significant Force ( )

Supervisor's Report on Use of Force
SUSPECT INFORMATION

912 - 12256 - 1325 - 145

Suspect Information

S 1

Last Name: Pfeiffer | First Name: Dustin | Middle Name: T

AKA Last Name: | First Name: | Middle Name:

Sex: (●) Male ( ) Female | Race: W | Street Address: [redacted] | City: [redacted] | State & Zip Code: [redacted]

Work Phone: [redacted] | Home Phone: [redacted] | Age: 37 | Height: 5'11" | D.O.B. 10/23/74 | Weight: 185 | Armed? ☐

Booking #: 3214128 | Primary Charge Code: 69 PC | Secondary Charge Code: 11377(a) HS | Criminal History [redacted]

EMT in attendance? (●) YES ( ) NO Name: ______ Unit: ______ Phone #: ______

Hospital Admission? ☒ Rec'd Treatment At: Long Beach Memorial | Coroner Case #: ______ | Mental History ☐ User's guide provides direction on this entry

By Doctor: Sabahi Mojtaba | Address: 2801 Atlantic Avenue Ca. 90806 | Phone #: 562 933-2000

Under Influence: (●) YES ( ) NO Substance: Methamphetamine | 5150 a factor in force ( ) YES (●) NO User's guide provides direction on this entry

Suspect Interview

Date: 07/01/12 | Time: 0909 | ☐ Audiotape: | ☒ Videotape: | ☒ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name: | First Name: | Middle Name:

AKA Last Name: | First Name: | Middle Name:

Sex: ( ) Male ( ) Female | Race: | Street Address: | City: | State & Zip Code:

Work Phone: | Home Phone: | Age: | Height: | D.O.B. | Weight: | Armed? ☐

Booking #: | Primary Charge Code: | Secondary Charge Code: | Criminal History ☐

EMT in attendance? ( ) YES ( ) NO Name: ______ Unit: ______ Phone #: ______

Hospital Admission? ☐ Rec'd Treatment At: ______ | Coroner Case #: ______ | Mental History ☐ User's guide provides direction on this entry

By Doctor: ______ | Address: ______ | Phone #: ______

Under Influence: ( ) YES ( ) NO Substance: ______ | 5150 a factor in force ( ) YES ( ) NO User's guide provides direction on this entry

Suspect Interview

Date: | Time: | ☐ Audiotape: | ☐ Videotape: | ☐ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name: | First Name: | Middle Name:

AKA Last Name: | First Name: | Middle Name:

Sex: ( ) Male ( ) Female | Race: | Street Address: | City: | State & Zip Code:

Work Phone: | Home Phone: | Age: | Height: | D.O.B. | Weight: | Armed? ☐

Booking #: | Primary Charge Code: | Secondary Charge Code: | Criminal History ☐

EMT in attendance? ( ) YES ( ) NO Name: ______ Unit: ______ Phone #: ______

Hospital Admission? ☐ Rec'd Treatment At: ______ | Coroner Case #: ______ | Mental History ☐ User's guide provides direction on this entry

By Doctor: ______ | Address: ______ | Phone #: ______

Under Influence: ( ) YES ( ) NO Substance: ______ | 5150 a factor in force ( ) YES ( ) NO User's guide provides direction on this entry

Suspect Interview

Date: | Time: | ☐ Audiotape: | ☐ Videotape: | ☐ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

☐ **Additional Suspects Involved**

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION

912 - 12256 - 1325 - 145

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
[redacted]	[redacted]	[redacted]	[redacted]

Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.	Street Address	City	Zip Code	Work Ph.	Home Ph.
[redacted]	[redacted]	[redacted]	53	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	64	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	23	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	46	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	50	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	55	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	28	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	25	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]

☐ Additional Witness

Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
Pfeiffer	S#1	Burke	E#1	UC	NN	
Pfeiffer	S#1	Burke	E#1	RS	NN	
Burke	E#1	Pfeiffer	S#1	CT	NN	
Pfeiffer	S#1	Burke	E#1	RS	NN	
Burke	E#1	Pfeiffer	S#!	PH	NN	
Pfeiffer	S#1	Burke	E#1	RS	NN	
Burke	E#1	Pfeiffer	S#1	CT	NN	
Pfeiffer	S#1	Burke	E#1	RS	NN	
Burke	E#1	Pfeiffer	S#1	CT	NN	
Pfeiffer	S#1	Burke	E#1	RS	NN	
Solorio	E#1	Pfeiffer	S#1	TR	SD	BK
Pfeiffer	S#1	Burke	E#1	RS	NN	
Burke	E#1	Pfeiffer	S#1	TT	NN	
Solorio	E#2	Pfeiffer	S#1	TT	NN	
Pfeiffer	S#1	Burke	E#1	PH	NN	
Pfeiffer	S#!	Solorio	E#2	PH	NN	
Solorio	E#2	Pfeiffer	S#1	TR	NN	
Pfeiffer	S#1	Solorio	E#1	PH	NN	
Solorio	E#2	Pfeiffer	S#1	TR	NN	
Pfeiffer	S#1	Burke	E#1	PH	NN	
Burke	E#1	Pfeiffer	S#1	CT	NN	
Pfeiffer	S#1	Solorio	E#2	OE	NN	
Solorio	E#2	Pfeiffer	S#1	PO	BR	BK
Burke	E#1	Pfeiffer	S#1	PH	FR	HE
Solorio	E#2	Pfeiffer	S#1	PH	FR	HE

Supervisor's Report on Use of Force

9 1 2 - 1 2 2 5 6 - 1 3 2 5 - 1 4 5

Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
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(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
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(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(RO) Restraint Device (Other)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(IR) Less Lethal Impact Round (other)
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative
(HR) High Risk

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Involved

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
Pfeiffer	S#1	Burke	E#1	PP	NN	
Pfeiffer	S#1	Solorio	E#2	PP	NN	
Burke	E#1	Pfeiffer	S#1	PH	BR	FA
Solorio	E#2	Pfeiffer	S#1	PH	BR	FA
Pfeiffer	S#1	Burke	E#1	PO	NN	
Pfeiffer	S#1	Solorio	E#2	PO	NN	
Solorio	E#2	Pfeiffer	S#1	TR	SD	BK
Pfeiffer	S#1	[redacted]	E#3	PK	NN	
[redacted]	E#3	Pfeiffer	S#1	SP	BR	AK
Pfeiffer	S#1	[redacted]	E#3	PK	NN	
[redacted]	E#3	Pfeiffer	S#1	SP	BR	AK
Pfeiffer	S#1	[redacted]	E#4	RS	NN	
[redacted]	E#4	Pfeiffer	S#1	RH	NN	
Pfeiffer	S#1	[redacted]	E#5	RS	NN	
[redacted]	E#5	Pfeiffer	S#1	RH	NN	
Pfeiffer	S#1	[redacted]	E#6	PK	NN	
[redacted]	E#6	Pfeiffer	S#1	HB	NN	
[redacted]	E#3	Pfeiffer	S#1	HB	NN	

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

UNIT: Lakewood Station
DATE: July 1, 2012, Sunday
TIME: 0810 hours
LOCATION: [redacted] Monogram Avenue, Lakewood, CA. 90713
URN#: 912-12256-1325-145
IAB#: FO2315461

SYNOPSIS:

On July 1, 2012, an Internal Affairs Bureau Force Team, Lieutenant John McBride, Sergeants Slade Carrizosa and Jeff Hamil, responded to Lakewood Station to assume the handle of a force investigation after learning that Suspect Pfeiffer sustained a skull fracture during the altercation with deputies. The scene at [redacted] Monogram Avenue was not held; however, civilian witness interviews were conducted and reports were obtained by investigators. The first and supplemental reports from the involved deputies are included with this investigation as **Exhibit A.**

On July 1, 2012, Lakewood Station Deputies Burke and Solorio responded to the [redacted] Monogram Avenue, Lakewood, regarding a "Suspicious Person" call (Tag 122). Deputy Solorio recognized the address and the truck described in the call from an arrest several months prior (May 28, 2011) involving Dustin Pfeiffer. During that arrest Suspect Pfeiffer was arrested in this same area, in the same vehicle, with a loaded assault rifle and a shotgun. He also tried to hide a handgun in the front seat during that previous contact. Prior to arrival, Deputy Solorio related this information to Deputy Burke.

> **IAB Note:** A copy of the arrest report from May 28, 2011, under Sheriff's Department file 911-10597-1325-151 is included with this investigation as **Exhibit B.**

Upon their arrival, Deputies Burke and Solorio saw the person described in the call was slumped over in the driver's seat as if trying to hide from the deputies. The deputies developed a tactical plan after which Deputy Burke approached the vehicle. He noticed Suspect Pfeiffer's hands were underneath the front seat. Deputy Burke ordered the suspect to raise his hands. Instead, the suspect opened the driver's door and exited. Deputy Burke noticed the suspect displayed symptoms of being under the influence of a stimulant. Deputy Burke ordered Suspect Pfeiffer to turn away from him so he could conduct a pat down search.

Suspect Pfeiffer began to yell threats and profanities toward the deputies, and stated he did not want to go back to jail. Deputy Burke approached and grabbed the suspect at his left wrist, placing the suspects arm behind his back. The suspect pulled from Deputy Burke's grasp and retrieved a plastic baggie containing a white powdery substance from the vehicle and ripped it open. Deputy Solorio requested one unit Code 3 via his hand held radio.

Deputy Burke pushed the suspect against the truck and was able to get one handcuff onto the suspect's left wrist. While trying to get the second cuff onto the suspect he, (Pfeiffer) began say, "fuck this" tensing up and struggling with Deputy Burke. At one point, Suspect Pfeiffer broke free and dove back into his vehicle, reaching underneath the driver's seat. Deputy Solorio advised Deputy Burke to step back and deployed the taser two times; however, it had a minimal effect and only caused the suspect to stand.

Deputies Burke and Solorio took the suspect to the ground outside the truck and continued to fight with the suspect on the ground. Once on the ground Deputy Burke advised they were involved in a fight via his hand held radio. At one point the suspect tried to retrieve a knife that was in his rear pants pocket. Deputy Solorio struck the suspect's torso several times with knee strikes and punched the suspect in the face and head with his fist. Deputy Burke struck the suspect in his head and torso area numerous times with his fist. The suspect continued to struggle, kicking his legs and attempting to stand while on the ground. Deputy Solorio regained control of his taser and drive stunned the suspect.

Deputy [redacted] arrived and saw Deputies Burke and Solorio struggling to control a combative suspect who was kicking his legs at the deputies. Deputy [redacted] grasped the suspect's legs, gave commands for the suspect to stop kicking, and struck the suspect's lower legs with his sap several times in an attempt to get the suspect to comply. Additional assisting deputies, [redacted], [redacted], and [redacted] arrived and were able to handcuff and placed the hobble restraint device around the suspect's legs.

The suspect was transported to Long Beach Memorial Hospital, where it was determined that he had a skull fracture.

INVOLVED PERSONNEL:

Burke, Jeffery - Deputy, #[redacted]
Lakewood Station/[redacted]
Unit # 132
South Patrol Division

Employee's Work History:

Date of Employment: 06-22-2005
Date Assigned to LKD: July of 2007
Prior Shooting Incident(s): [redacted]
Prior Founded Force Incidents:

Solorio, Roberto - Deputy, #[redacted]
Lakewood Station
Unit # 132T1
South Patrol Division

Employee's Work History:

Date of Employment: 11-02-2000
Date Assigned to LKD: 03-18-2007
Prior Shooting Incident(s): [redacted]
Prior Founded Force Incidents:

[redacted] – Deputy, #[redacted]
Lakewood Station
Unit # 133D
South Patrol Division

Employee's Work History:

Date of Employment: 05-24-2006
Date Assigned to LKD: 12-16-2007
Prior Shooting Incident(s): [redacted]
Prior Founded Force Incidents:

[redacted] - Deputy, #[redacted]
Lakewood Station/East Los Angeles
Unit # 135T1
South Patrol Division

Employee's Work History:

Date of Employment: 10-22-2006
Date Assigned to LKD: July of 2009
Prior Shooting Incident(s): [redacted]
Prior Founded Force Incidents:

[redacted] - Deputy, #[redacted]
Lakewood Station
Unit # 134 (EM)
South Patrol Division

Employee's Work History:

Date of Employment: 09-18-2006
Date Assigned to LKD: March of 2010
Prior Shooting Incident(s): [redacted]
Prior Founded Force Incidents:

[redacted] - Deputy, #[redacted]
Unit # [redacted]
South Patrol Division

Employee's Work History:

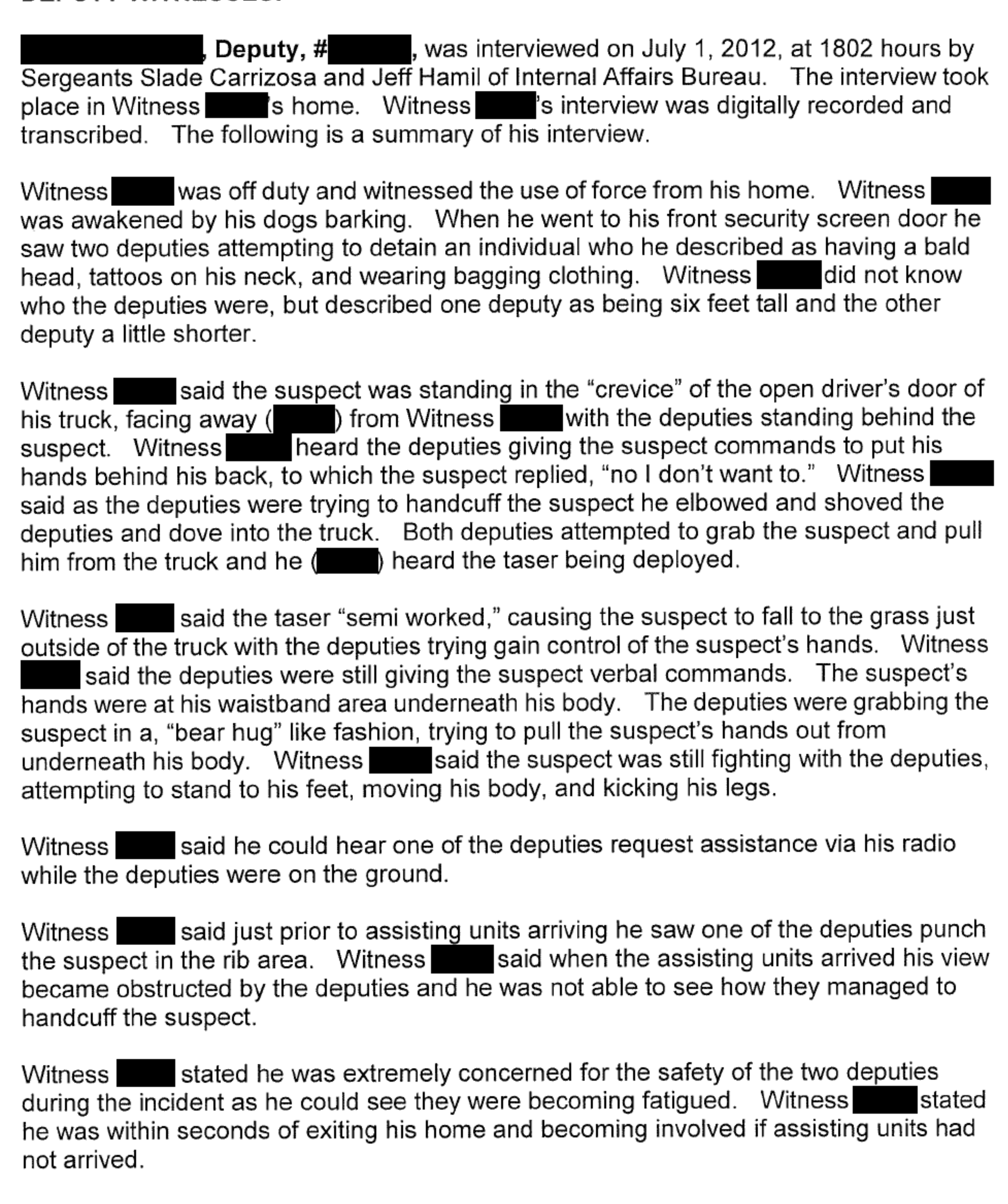
Date of Employment:  [redacted]
Date Assigned to LKD:
Prior Shooting Incident(s):
Prior Founded Force Incidents:

INVOLVED SUSPECT:

Pfeiffer, Dustin, MW/37, Booking #3214128
DOB: 10-23-74
[redacted]
Booking Charges: 69 P.C., 11377(A) H.S., and 11550 H.S.

Criminal History:

The Consolidated Criminal History System reveals Suspect Pfeiffer has [redacted] For Suspect's Pfeiffer's complete Consolidated Criminal History see a copy of his Criminal History which is included with this investigation as **Exhibit C**.



DEPUTY WITNESSES:

[redacted], Deputy, #[redacted], was interviewed on July 1, 2012, at 1802 hours by Sergeants Slade Carrizosa and Jeff Hamil of Internal Affairs Bureau. The interview took place in Witness [redacted]'s home. Witness [redacted]'s interview was digitally recorded and transcribed. The following is a summary of his interview.

Witness [redacted] was off duty and witnessed the use of force from his home. Witness [redacted] was awakened by his dogs barking. When he went to his front security screen door he saw two deputies attempting to detain an individual who he described as having a bald head, tattoos on his neck, and wearing bagging clothing. Witness [redacted] did not know who the deputies were, but described one deputy as being six feet tall and the other deputy a little shorter.

Witness [redacted] said the suspect was standing in the "crevice" of the open driver's door of his truck, facing away ([redacted]) from Witness [redacted] with the deputies standing behind the suspect. Witness [redacted] heard the deputies giving the suspect commands to put his hands behind his back, to which the suspect replied, "no I don't want to." Witness [redacted] said as the deputies were trying to handcuff the suspect he elbowed and shoved the deputies and dove into the truck. Both deputies attempted to grab the suspect and pull him from the truck and he ([redacted]) heard the taser being deployed.

Witness [redacted] said the taser "semi worked," causing the suspect to fall to the grass just outside of the truck with the deputies trying gain control of the suspect's hands. Witness [redacted] said the deputies were still giving the suspect verbal commands. The suspect's hands were at his waistband area underneath his body. The deputies were grabbing the suspect in a, "bear hug" like fashion, trying to pull the suspect's hands out from underneath his body. Witness [redacted] said the suspect was still fighting with the deputies, attempting to stand to his feet, moving his body, and kicking his legs.

Witness [redacted] said he could hear one of the deputies request assistance via his radio while the deputies were on the ground.

Witness [redacted] said just prior to assisting units arriving he saw one of the deputies punch the suspect in the rib area. Witness [redacted] said when the assisting units arrived his view became obstructed by the deputies and he was not able to see how they managed to handcuff the suspect.

Witness [redacted] stated he was extremely concerned for the safety of the two deputies during the incident as he could see they were becoming fatigued. Witness [redacted] stated he was within seconds of exiting his home and becoming involved if assisting units had not arrived.

Witness [redacted] stated he only heard the taser being deployed once during the incident. Witness [redacted] stated he was originally contacted by a deputy about witnessing the incident but told the deputy he did not see anything because he did not want to get involved.

IAB Note: On July 2, 2012, Captain Anselmo Gonzalez of Court Services East was notified by Sergeant Carrizosa of Witness [redacted]'s involvement in the incident.

CIVILIAN WITNESSES:

[redacted], **MH/63,** was interviewed on July 1, 2012, at 1516 hours by Sergeants Slade Carrizosa and Jeff Hamil of Internal Affairs Bureau. The interview took place in Witness [redacted]'s home at [redacted]. Witness [redacted]'s interview was digitally recorded and transcribed. The following is a summary of his interview.

IAB Note: Witness [redacted] was also interviewed by Deputy Castaneda of Lakewood Station. Deputy Castaneda documented his interview with Witness [redacted] in a supplemental report which is included with this investigation in **Exhibit A.**

Witness [redacted]'s home is [redacted] ([redacted]) from where the use of force involving Suspect Pfeiffer occurred. Witness [redacted] stated he was awakened by dogs barking around 0530 hours on July 1, 2012. Witness [redacted] looked outside and saw Suspect Pfeiffer seated on the planter [redacted] at [redacted]. Witness [redacted] also saw a Chevy Silverado truck that belonged to Suspect Pfeiffer in the driveway.

Witness [redacted] said he noticed Suspect Pfeiffer had gone to the front door and no one answered the door or would let him (Pfeiffer) into the home. Witness [redacted] saw Suspect Pfeiffer get into his truck and drive away. Witness [redacted] went to take a shower and heard talking outside. Witness [redacted] said he looked outside and saw two deputies seated in their patrol cars talking. Witness [redacted] did not see those deputies get out of their patrol cars and figured everything was okay so he ([redacted]) took a shower.

Witness [redacted] returned to the front of his home after taking a shower and saw Suspect Pfeiffer again seated in his truck which was parked, facing East, in the driveway of [redacted] Monogram Avenue. Witness [redacted] said Suspect Pfeiffer was just sitting in his truck and at one point he (Pfeiffer) got out of his truck looked around and got back inside his truck. Witness [redacted] said it was not normal nor could he understand why Suspect Pfeiffer would just sit in his truck from around 0530 till 0700 hours when the deputies arrived.

Witness [redacted] saw two deputies approach Suspect Pfeiffer's truck from the passenger side. Witness [redacted] said he could not see Suspect Pfeiffer inside the truck due to the vehicle's tinted windows. Witness [redacted] saw one of the deputies come around the truck to the driver's side and he saw Suspect Pfeiffer open and exit the driver's door facing the deputy.

Witness [redacted] said he could not hear any commands given by the deputies or what was said by Suspect Pfeiffer because he was inside his home. Witness [redacted] believed there was conversation between the deputy and Suspect Pfeiffer because he could see Suspect Pfeiffer's mouth moving.

Witness [redacted] said within seconds of exiting the truck, Suspect Pfeiffer quickly reached back into the truck as if he was moving something. Witness [redacted] said at that point both deputies were on the driver's side of the truck and the "shorter" deputy grabbed Suspect Pfeiffer by the right wrist.

Witness [redacted] said Suspect Pfeiffer was complying with the deputies but he (Pfeiffer) was doing a lot of talking. Witness [redacted] described complying as not getting "radical, swinging, or trying to push away." Witness [redacted] did not think Suspect Pfeiffer was resisting the deputy at that point because the deputy was able to get one handcuff onto Suspect Pfeiffer's left wrist.

Witness [redacted] said after Suspect Pfeiffer's left arm was handcuffed Suspect Pfeiffer resisted the deputy by not giving up his right arm to be handcuffed. Witness [redacted] stopped watching through his front blinds and walked to his front door to go outside. Once outside on his front porch Witness [redacted] saw the two deputies on top of Suspect Pfeiffer who was lying on the grass between the sidewalk and the curb. Witness [redacted] said he did not see how the two deputies and Suspect Pfeiffer ended up on the ground.

Witness [redacted] said Suspect Pfeiffer was lying with his head facing North, the taller deputy was on the left side of Suspect Pfeiffer and the shorter deputy on his (Pfeiffer's) right. Witness [redacted] said there was a Sport Utility Vehicle (Dodge Durango) parked at the curb in front of Suspect Pfeiffer's house that partially blocked his view of the incident.

Witness [redacted] said he went back inside his house and heard the sound of a taser and then Suspect Pfeiffer screaming. Witness [redacted] looked back outside and saw the two deputies were struggling to get Suspect Pfeiffer's other arm behind his back. Witness [redacted] said he heard the deputies giving Suspect Pfeiffer commands to give them his hand. Witness [redacted] said he then saw a deputy he described as "taller" kneeing Suspect Pfeiffer in the back. Witness [redacted] said he could see Suspect Pfeiffer's arm was underneath his body and it appeared the deputy was kneeing him in an attempt to get his arm from under his body to handcuff him.

Witness [redacted] said Suspect Pfeiffer did not give up his arms to be handcuffed and the deputies' tased Suspect Pfeiffer again. Witness [redacted] said Suspect Pfeiffer's arms were still underneath his body and one of the deputies started hitting Suspect Pfeiffer on the back of his (Pfeiffer's) head with his fist. Witness [redacted] said the two deputies were not able to free Suspect Pfeiffer's arms from under his body and continued to struggle giving Suspect Pfeiffer commands at least four times to give up his hands.

Witness [redacted] said other deputies started to show up and he saw a "heavier-set" Hispanic deputy arrive and start hitting Suspect Pfeiffer on the ankles with what he ([redacted]) described as a "rubber baton." Witness [redacted] said he did not see Suspect Pfeiffer kicking his legs and could not understand why the deputy was hitting Suspect Pfeiffer with the rubber baton.

> **IAB Note:** Several of the witnesses and deputies stated Suspect Pfeiffer was kicking his legs throughout the incident.

Witness [redacted] said as more deputies arrived and gathered around he could not see how Suspect Pfeiffer was handcuffed. The next time Witness [redacted] saw Suspect Pfeiffer he was handcuffed and seated facing West. Witness [redacted] saw Suspect Pfeiffer was bleeding from his face. Witness [redacted] said the deputies told Suspect Pfeiffer to calm down and grabbed Suspect Pfeiffer's feet.

Witness [redacted] said the paramedics showed up and treated Suspect Pfeiffer.

Witness [redacted] stated during the incident he went in and out his house from the living room to the front porch several times. The distance from the front window of Witness [redacted]'s home to approximately where the use of force occurred was measured to be [redacted].

> **IAB Note:** Internal Affairs Bureau investigators took digital photos from Witness [redacted]'s home depicting the view from inside the home and the front porch area. The photos are included with this investigation as **Exhibit D.**

On July 1, 2012, prior to his interview with Internal Affairs bureau Witness [redacted] was interviewed on video by Sergeant Reveles of Lakewood Station. In Witness [redacted] videotaped interview he stated he only saw what occurred while the deputies and Suspect Pfeiffer were standing next to the truck, once they went to the ground his view was blocked by the S.U.V. that was parked at the curb. A copy of his videotaped interview is included with this investigation as **Exhibit E.**

> **IAB Note:** During Witness [redacted]'s interview he referred to his [redacted] witnessing the incident. It was determined that only [redacted] witnessed the incident, [redacted].

[redacted]**, FH/46,** was interviewed on July 1, 2012, at 1608 hours by Sergeants Slade Carrizosa and Jeff Hamil of Internal Affairs Bureau. The interview took place in Witness [redacted]'s home at [redacted]. Witness [redacted]'s interview was digitally recorded and transcribed. The following is a summary of her interview.

> **IAB Note:** Because Witness [redacted] has the same last name as two other witnesses in this investigation she will be referred to as, "Witness [redacted]" in this summary.

Witness [redacted] said she was told by her [redacted], Witness [redacted], that prior to her getting up around 0730 hours, Suspect Pfeiffer was outside early that morning around 0500 hours.

Witness [redacted] said she got out of bed around 0730 hours and through the blinds of her living room window saw Suspect Pfeiffer standing facing toward her ([redacted]) in the driveway next to his truck talking to two deputies. Witness [redacted] described the deputies as standing to the left and the right, west of Suspect Pfeiffer.

> **IAB Note:** Witness [redacted] stated she could not give a description of the two deputies, because she was concentrating on what was happening to Suspect Pfeiffer.

Witness [redacted] said she could see that Suspect Pfeiffer's mouth was moving but she could not hear what he was saying. Witness [redacted] saw the deputy to her left, place a handcuff onto Suspect Pfeiffer's left wrist. Witness [redacted] said after Suspect Pfeiffer had the handcuff on his left wrist he (Pfeiffer) started to go back into the truck. When Suspect Pfeiffer went back into the truck Witness [redacted] said the deputies pulled Suspect Pfeiffer back out of the truck.

Witness [redacted] stated she did not know if Suspect Pfeiffer was cooperating with the deputies because he was inside his truck.

Witness [redacted] said the next thing she knew Suspect Pfeiffer and the deputies were laying on the ground with Suspect Pfeiffer facing toward the North. Witness [redacted] said she was only able to see the lower half of Suspect Pfeiffer's body due to an S.U.V. that was parked at the curb obstructing her view.

Witness [redacted] saw the two deputies struggling to handcuff Suspect Pfeiffer who was kicking his legs. Witness [redacted] said she noticed someone (deputy) run up and start swinging his closed fist at Suspect Pfeiffer. Witness [redacted] could not see where the punches struck Suspect Pfeiffer because of her obstructed view. Witness [redacted] estimated the deputy threw 8-10 punches at Suspect Pfeiffer. Witness [redacted] stated she did not hear any commands given to Suspect Pfeiffer by the deputies during the incident.

Witness [redacted] stated she did not hear a taser being shot; however, she did see the light or sparking of what she believed was a taser. Witness [redacted] stated soon after she saw the deputy start punching Suspect Pfeiffer she stopped watching and told her [redacted] to get out of the living room.

[redacted], **FH/22,** was interviewed on July 1, 2012, at 1555 hours by Sergeants Slade Carrizosa and Jeff Hamil of Internal Affairs Bureau. The interview took place in Witness [redacted]'s home at [redacted]. Witness [redacted]'s interview was digitally recorded and transcribed. The following is a summary of her interview.

> **IAB Note:** Because Witness [redacted] has the same last name as two other witnesses in this investigation she will be referred to as, "Witness [redacted]" in this summary.

Witness [redacted] stated she was awakened by her dogs barking and looked out her bedroom window that faces [redacted] toward Monogram Avenue. Witness [redacted] saw Suspect Pfeiffer had one handcuff on his left wrist and he was reaching into his truck. Witness [redacted] ran to the living room. When she looked out the window she saw a shorter deputy and a taller deputy on top of Suspect Pfeiffer, who was now on the ground. Suspect Pfeiffer was on the grass area between the sidewalk and curb struggling with the deputies, who were trying to handcuff him.

Witness [redacted] was only able to see Suspect Pfeiffer from his chest down due to the S.U.V. parked at the curb obstructing her view. Witness [redacted] heard screaming and saw the deputies use a taser on Suspect Pfeiffer. Witness [redacted] said the deputies used the taser, "at least four times" on Suspect Pfeiffer. Witness [redacted] said Suspect Pfeiffer continued to struggle with the deputies by kicking and "wiggling." Witness [redacted] said that is when the taller deputy started to knee and punch Suspect Pfeiffer. Witness [redacted] believed the knee strikes struck Suspect Pfeiffer in the lower back and stomach area. Witness [redacted] could not see where the punches struck Suspect Pfeiffer.

Witness [redacted] saw 5-6 additional deputies arrive to assist the two intial deputies who were not able to control Suspect Pfeiffer, who was still kicking his legs. Witness [redacted] said one of the assisting deputies, who she described only as "shorter," ran up with a sap in his hand and struck Suspect Pfeiffer on the ankles with the sap. Witness [redacted] said all the assisting deputies then, "swarmed" Suspect Pfeiffer and were able to get control of Suspect Pfeiffer.

Witness [redacted] stated she never went outside during the incident. After leaving her bedroom she witnessed the incident by looking through window blinds of the [redacted] window that faces [redacted].

[redacted], **MW/52**, was interviewed on July 1, 2012, at 1710 hours by Sergeants Slade Carrizosa and Jeff Hamil of Internal Affairs Bureau. The interview took place in Witness [redacted]'s backyard at [redacted]. Witness [redacted]'s interview was digitally recorded and transcribed. The following is a summary of his interview.

Witness [redacted]'s home is [redacted] ([redacted]) to where the use of force took place. Witness [redacted] witnessed the incident from his [redacted], which is located at the [redacted] of his home facing where the use of force occurred.

Witness [redacted] stated he was awakened by yelling from outside. When Witness [redacted] looked out his [redacted] window he saw two deputies had Suspect Pfeiffer face-down on the ground giving him commands to, "put his hands behind your back or I'll taser you." Witness [redacted] heard the sound of the taser being activated and Suspect Pfeiffer yell out, but continued to struggle breaking free from the deputies a couple times. Witness [redacted] said the deputies' tased Suspect Pfeiffer several more times, but Suspect Pfeiffer still did not comply with the deputies.

Witness [redacted] said during the struggle Suspect Pfeiffer had a handcuff on one hand and was refusing to submit to being handcuffed, by pulling his hands to the front of his body. Witness [redacted] said Suspect Pfeiffer continued to struggle, "squirm" out of any hold the deputies had. Witness [redacted] said the deputies continued to give Suspect Pfeiffer commands to put his hands behind his back throughout the incident. Witness [redacted] estimated the two original deputies struck the Suspect in the torso and arm area with their fist 10-15 times when trying to get his arms behind his back.

Witness [redacted] said the two deputies appeared to be becoming exhausted and losing control of Suspect Pfeiffer. Witness [redacted] was worried for the deputies that Suspect Pfeiffer would get a hold of one of the deputy's weapons. Witness [redacted] said he left the window for a moment and when he returned he saw Suspect Pfeiffer had escaped from the deputy's grasp and was seated on his butt. Witness [redacted] said he was hoping backup showed up soon and just about that time he heard the helicopter and heard patrol cars arriving.

Witness [redacted] said additional deputies arrived and assisted in dealing with Suspect Pfeiffer. He then saw punches thrown by the deputies at Suspect Pfeiffer. Witness [redacted] saw one of the additional deputies that arrived had what he described as a "blackjack" in his hand. The deputy with the blackjack started striking Suspect Pfeiffer on the calf area of his legs. Witness [redacted] said he could not see if Suspect Pfeiffer was kicking his legs at that point because his view was obstructed by all the deputies. Witness [redacted] said he went away from the window for a minute and when he returned he saw Suspect Pfeiffer was sitting up on the curb in handcuffs. Witness [redacted] said he saw a strap (hobble) around Suspect Pfeiffer's ankles but did not see how or when it was applied. The [redacted] window that Witness [redacted] witnessed the incident from is approximately [redacted] from where the use of force took place.

[redacted], **MW/55,** was interviewed on July 1, 2012, at 1648 hours by Sergeants Slade Carrizosa and Jeff Hamil of Internal Affairs Bureau. The interview took place on the front porch of Witness [redacted]'s home at [redacted]. Witness [redacted]'s interview was digitally recorded and transcribed. The following is a summary of his interview.

Witness [redacted] said his attention was drawn to outside when he heard a helicopter overhead. His [redacted], Witness [redacted], alerted him to what was going on outside. When he looked outside he saw a bald, white deputy punch a person on the ground approximately 4-5 times. Witness [redacted] later recognized the person on the ground to be [redacted], Suspect Pfeiffer. Witness [redacted] said Suspect Pfeiffer was not cooperating with the deputies. He saw Suspect Pfeiffer flailing his body and kicking his legs. Witness [redacted] then saw another deputy, who he described as taller with a mustache, approach and appeared to strike Suspect Pfeiffer with what he thought was a flashlight or baton on the lower legs approximately 4-5 times. Witness [redacted] saw additional deputies arrive and wrap up Suspect Pfeiffer's legs. Suspect Pfeiffer then began to calm down. Witness [redacted] initially witnessed the incident from inside his home and by the time he went outside Suspect Pfeiffer was sitting up. Witness [redacted] did not hear any commands given by the deputies during the incident due to the helicopter flying overhead. Witness [redacted] did not mention hearing or seeing a taser being used.

[redacted], **FW/49,** was interviewed on July 1, 2012, at 1644 hours by Sergeants Slade Carrizosa and Jeff Hamil of Internal Affairs Bureau. The interview took place on the front porch of Witness [redacted]'s home at [redacted]. Witness [redacted]'s interview was digitally recorded and transcribed. The following is a summary of her interview.

Witness [redacted] said her attention was drawn to outside when she heard a helicopter flying overhead. She went to her [redacted] window that faces [redacted] and saw the top half of two deputies who made approximately ten punching motions at someone who was on the ground. Witness [redacted] assumed the person on the ground was [redacted], Suspect Pfeiffer, because his truck was parked in the driveway with the door open.

Witness [redacted] walked to get her [redacted], Witness [redacted], and returned to the [redacted] window of her home. Witness [redacted] then saw additional deputies arriving. One of the arriving deputies, whom she only described as male, had a small black object in his right hand. She saw that deputy make a swinging motion with the black object and appeared to be striking the person who was on the ground. Due to her view being obstructed by vehicles parked on the street Witness [redacted] never saw who the person on the ground was. Witness [redacted] said as additional deputies arrived, the incident came to an end and she did not see anything further.

> **IAB Note:** The distance from where the [redacted]'s witnessed the incident was approximately [redacted].

Witness [redacted] was also interviewed by Deputy [redacted] who documented her interview in a supplemental report which is included with this investigation in **Exhibit A.**

[redacted]**, MH/28,** was interviewed on July 1, 2012, at 1730 hours by Sergeants Slade Carrizosa and Jeff Hamil of Internal Affairs Bureau. The interview took place in Witness [redacted]' home at [redacted]. Witness [redacted]' interview was digitally recorded and transcribed. The following is a summary of his interview.

Witness [redacted] was the informant on both calls (Tags 107 and 122) to Lakewood Sheriff's Station. Witness [redacted] said he was awakened by his dogs barking for over an hour. When he looked outside he saw his [redacted], Suspect Pfeiffer, who he believed was named "Jason," peeking over his [redacted] into his [redacted]. Witness [redacted] said Suspect Pfeiffer was acting suspicious and appeared to be under the influence of some kind of drug. Witness [redacted] said because Suspect Pfeiffer had [redacted], he was concerned and called the Sheriff's Department.

Witness [redacted] said deputies came and contacted him at his door and asked him if he knew where Suspect Pfeiffer was. Witness [redacted] told the deputies that Suspect Pfeiffer had left in his silver truck prior to them arriving.

Witness [redacted] said about an hour later his dog started to bark again. When he looked outside he saw Suspect Pfeiffer was acting strange. Witness [redacted] said Suspect Pfeiffer had gloves on and was getting in and out of his truck, driving slowly in forward and reverse up and down the street and then pulling back into his driveway. Witness [redacted] called the Sheriff's Department a second time and reported what he saw to the operator.

> **IAB Note:** Copies of the incident details for the two calls for service are included with this investigation as **Exhibit F.**

Witness [redacted] said he heard the deputies arrive and really didn't look out the windows to see what was happening. Witness [redacted] stated at one point he looked out his [redacted]'s, Witness [redacted]', [redacted] window which faces where the use of force took place. Witness [redacted] said his view was completely obstructed by his vehicles, only allowing him to hear the incident.

Witness [redacted] said he heard the deputies yelling, "put your hands behind your back" and "don't resist" several times. Witness [redacted] said he saw the reflections of what he thought was the sparking of a taser and could hear Suspect Pfeiffer yell. Witness [redacted] heard the deputies continue to tell Suspect Pfeiffer to cooperate. Witness [redacted] said at times he could see the deputies a little but could not see what they were doing.

Witness [redacted] said he did not see any punches or strikes thrown by any deputies due to his view being obstructed by his vehicles and Suspect Pfeiffer's truck.

> **IAB Note:** The [redacted] that the [redacted]' witnessed the incident from was approximately [redacted] from where the use of force occurred.

[redacted]**, FH/24,** was interviewed on July 1, 2012, at 1743 hours by Sergeants Slade Carrizosa and Jeff Hamil of Internal Affairs Bureau. The interview took place in Witness [redacted]' home at [redacted]. Witness [redacted]' interview was digitally recorded and transcribed. The following is a summary of her interview.

Witness [redacted] stated she was awakened by noise and heard what she believed were deputies telling someone to stay down and the sound of a taser. She immediately went to the living room of her home to check on her family. Witness [redacted] said she stayed in the living room and could not see the incident. Witness [redacted] stated at one point she did look outside but could not see anything due to vehicles blocking her view.

[redacted], **MW/65,** was interviewed on July 1, 2012, at 0828 hours by Sergeant Reveles. The interview took place on the front porch of his residence at [redacted]. The interview was videotaped and later transcribed. A copy of his videotaped interview is included with this investigation as **Exhibit G.** The following is a summary of his interview.

Witness [redacted] is the [redacted] of the suspect. He stated he looked outside and saw [redacted], Suspect Pfeiffer, "semi-handcuffed" on the ground with the deputies trying to get him handcuffed. Witness [redacted] said the deputies were kneeing [redacted] violently in the back in an attempt to get him handcuffed. Witness [redacted] said he heard the deputies repeatedly telling [redacted] to put his hands behind his back.

Witness [redacted] said [redacted] has been using methamphetamine for about ten years and becomes violent when he is using methamphetamine.

When Witness [redacted] was asked if he heard the deputies giving commands he answered, "Yeah, that's what happens when you're high on drugs, you do things you're not supposed to do."

> **IAB Note:** The [redacted]'s witnessed the incident from a distance of approximately [redacted].

[redacted], **FW/64,** was interviewed at the same time as her [redacted], Witness [redacted], on July 1, 2012. Her interviewed was videotaped and later transcribed. A copy her videotaped interview is included with this investigation as **Exhibit G.** The following is a summary of her interview.

> **IAB Note:** Witness [redacted] and [redacted]'s interviews were done at the same time on one continuous video which is included with this investigation as **Exhibit G.**

Witness [redacted] said she only saw "people on top" and heard yelling. She ran to get her [redacted], Witness [redacted]. Witness [redacted] said she has bad hearing and did not hear any deputies giving commands, just yelling.

INVOLVED EMPLOYEE STATEMENTS:

Deputy Jeffrey Burke was interviewed on April 17, 2013, at 1126 hours by Internal Affairs Bureau Sergeants Slade Carrizosa and David Ladjevic. Deputy Burke was represented by Alfonso Estrada, attorney from the Law Offices of Green & Shinee. The interview was conducted at Internal Affairs Bureau. The interview was digitally recorded and transcribed. For his verbatim interview see his transcribed interview which is included with this case. Deputy Burke wrote the first report documenting his actions; his report is included with this investigation in **Exhibit A.** The following is a summary of Deputy Burke's report and interview.

Deputy Burke was working a Lakewood day shift, as Unit 132, when he received a call of a suspicious person (Tag 122). Deputy Burke's assisting unit was 132T1, Deputy Solorio. Deputy Solorio recognized the address in the call from a prior arrest he was involved in about a year prior. The arrest involved Suspect Pfeiffer. Who was arrested for illegal possession of firearms.

Prior to arriving at the address in the call Deputy Burke met up with Deputy Solorio. Deputy Solorio briefed Deputy Burke about the details of the prior contact and arrest in which Suspect Pfeiffer was arrested for possessing a AK47 assault rifle and a loaded handgun.

Upon arriving Deputy Burke saw the silver Chevy truck that was described in the call parked in the driveway of [redacted] Monogram Avenue. Deputy Burke was notified by Deputy Solorio via the direct frequency on his radio that the truck in the driveway was the same truck from Suspect Pfeiffer's previous arrest. Deputy Burke parked his patrol car just south of the location at the east curb line. Deputy Burke exited his patrol car and approached the passenger side (South) of the truck. Deputy Burke saw a person, later identified as Suspect Pfeiffer, seated in the driver's seat. Deputy Burke saw that Suspect Pfeiffer was reaching down under the driver's seat. Deputy Burke yelled for Suspect Pfeiffer to show his hands and started to make his way around the back of the truck toward the driver's side.

Suspect Pfeiffer opened the driver's door and stepped out of his truck; He then tossed a pair of gloves into his truck and faced Deputy Burke. Deputy Solorio, who had taken a position at the curb area in front of [redacted] Monogram Avenue, told Deputy Burke the person exiting the truck was Suspect Pfeiffer. Deputy Burke told Suspect Pfeiffer to turn away from him and to place his hands behind his back, in order to conduct a pat down search for weapons. Deputy Burke said while telling Suspect Pfeiffer to turn around he noticed that Suspect Pfeiffer displayed symptoms of being under the influence of a controlled substance.

Deputy Burke said Suspect Pfeiffer complied with his orders and turned away from him, although Suspect Pfeiffer was agitated and nervous. Deputy Burke approached and then grabbed Suspect Pfeiffer by both of his wrists to conduct the pat down search. Suspect Pfeiffer immediately tensed up and said, "Fuck this, fuck this I'm not going back to jail." Suspect Pfeiffer pulled away from Deputy Burke and reached inside his truck. He grabbed and ripped opened a plastic bag that was on the floorboard of the truck. Deputy Burke grabbed Suspect Pfeiffer by his forearms with both of his hands. Deputy Burke was able to pull Suspect Pfeiffer from the truck and pushed him against the truck in an attempt to control and handcuff him.

Deputy Solorio handed Deputy Burke a set of handcuffs and Deputy Burke was able to place one handcuff onto Suspect Pfeiffer's left wrist. As Deputy Burke was trying to place the handcuff onto Suspect Pfeiffer's right wrist, Suspect Pfeiffer broke his right hand free from Deputy Burke's hold and dove into the truck. Deputy Burke saw Suspect Pfeiffer was reaching under the driver's seat with his right arm while Deputy Burke still had a hold of the handcuff that was attached to Suspect Pfeiffer's left wrist. Knowing Suspect Pfeiffer's history of possessing firearms, Deputy Burke was fearful Suspect Pfeiffer was reaching for a firearm.

Deputy Solorio told Deputy Burke to move so he could tase Suspect Pfeiffer. While still holding onto Suspect Pfeiffer's handcuff with his left hand, Deputy Burke stepped to his right allowing room for Deputy Solorio to deploy his taser. Deputy Solorio deployed the taser at Suspect Pfeiffer. The taser caused Suspect Pfeiffer to stand allowing them to pull him from the truck. Deputy Burke did not recall exactly how he and Deputy Solorio took Suspect Pfeiffer to the ground, but believed they spun Suspect Pfeiffer to the right before taking him to the ground. Deputy Burke was able to keep his hold of the handcuff that was attached to Suspect Pfeiffer's wrist while they took him to the ground.

Once on the ground Suspect Pfeiffer had his right hand concealed under his body. He (Pfeiffer) twisted his body and resisted Deputies Burke's and Solorio's attempt to handcuff him. Deputies Burke and Solorio repeatedly ordered Suspect Pfeiffer to stop fighting and to give up his hands. Suspect Pfeiffer did not comply and continued to reach for his waistband with his right hand, twisting his body, and attempting to stand. Because Deputy Burke did not have a chance to conduct the pat down search for weapons, he was concerned Suspect Pfeiffer was possibly reaching for a firearm. Deputy Burke was able to advise via his handheld radio their location and that they were involved in a fight.

During the struggle on the ground Deputy Burke said Suspect Pfeiffer repeatedly tried to stand. Deputy Burke said Deputy Solorio activated the taser a few more times while fighting with Suspect Pfeiffer on the ground. During each taser cycle, Suspect Pfeiffer would fall back flat to the ground and at the end of the cycle he would continue to fight. During the struggle on the ground Deputy Burke lost control of Suspect Pfeiffer's handcuffed arm and Suspect Pfeiffer immediately placed his left arm underneath his body. Fearing Suspect Pfeiffer was reaching for a weapon Deputy Burke struck Suspect Pfeiffer in the rib cage area several times, with his fists, while ordering Suspect Pfeiffer to give him his hands.

While Deputy Burke pulled on Suspect Pfeiffer's right arm he heard Deputy Solorio yell that Suspect Pfeiffer was reaching for a knife. Deputy Burke saw Deputy Solorio push Suspect Pfeiffer's left hand away from his back pocket and struck Suspect Pfeiffer with his knees several times in the torso. In an attempt to keep Suspect Pfeiffer from retrieving the knife or any other weapon Deputy Burke struck Suspect Pfeiffer in the face and head with his right fist.

IAB Note: A black folding knife was recovered from Suspect Pfeiffer's back pocket. That knife was booked into evidence at Lakewood Station.

Suspect Pfeiffer continued to fight with Deputies Burke and Solorio. Deputy Burke continued to punch Suspect Pfeiffer on the face and upper body in an attempt to get Suspect Pfeiffer to put his hands behind his back. During the fight Deputy Burke continuously ordered Suspect Pfeiffer to put his hands behind his back. Deputy Burke said the punches and knee strikes seemed to distract Suspect Pfeiffer from reaching for weapons, but he (Pfeiffer) still was not cooperating. Suspect Pfeiffer continued to keep his hands under his body twisting his body, kicking his legs, and trying to stand. Deputy Burke saw Deputy Solorio "contact tase" Suspect Pfeiffer, which caused Suspect Pfeiffer to fall back to the ground.

Deputy Burke stated he could hear Aero Bureau directing assisting units to their location over his handheld radio. Deputy Burke remembered Deputies [redacted] and [redacted] were the first deputies to arrive. Deputy Burke recalled one of the deputies ([redacted] or [redacted]) told him "hey move, I got it." Deputy Burke said he rolled off Suspect Pfeiffer and the assisting deputies were able to handcuff Suspect Pfeiffer.

Deputy Burke did not see anyone strike Suspect Pfeiffer with a sap. He heard someone request a hobble but did not see who put the hobble on Suspect Pfeiffer.

IAB Note: Deputy Burke was shown digital photos during his interview. On the photo labeled "B" he marked the position where he approached Suspect Pfeiffer's truck with "B" and the area where Deputy Solorio was standing with an "S." That photo is included with this investigation as **Exhibit H.**

Deputy Roberto Solorio was interviewed on April 23, 2013, at 1238 hours by Internal Affairs Bureau Sergeants Slade Carrizosa and Jeff Hamil. The interview was conducted at Internal Affairs Bureau. Deputy Solorio was represented by Alfonso Estrada, attorney from the Law Offices of Green & Shinee. The interview was digitally recorded and transcribed. For his verbatim interview see his transcribed interview which is included with this case. Deputy Solorio wrote a supplemental report documenting his actions; his report is included with this investigation in **Exhibit A.** The following is a summary of Deputy Solorio's report and interview.

Deputy Solorio was working a Lakewood day shift, as Unit 132T1, when he received the assist on a suspicious person call (Tag 122). The handling was Deputy Burke who was working Lakewood Unit 132. Deputy Solorio recognized the address in the call from a prior arrest he was involved in about a year prior, involving Suspect Pfeiffer. Suspect Pfeiffer was arrested for illegal possession of firearms.

Deputy Solorio was not sure if the truck or the person described in the call was in fact Suspect Pfeiffer, however, believing it was possibly Suspect Pfeiffer; he met with Deputy Burke prior to arriving at the location and briefed Deputy Burke about the prior arrest.

When Deputies Solorio and Burke arrived at the call, Deputy Solorio parked his patrol car in the street just North of a Sports Utility Vehicle (SUV) that was parked in front of [redacted] Monogram Avenue. Deputy Burke parked his patrol car at the East curb just South of [redacted] Monogram Avenue. Deputy Solorio saw a silver Chevy truck parked in the driveway of [redacted] Monogram Avenue facing East. Prior to exiting his patrol car Deputy Solorio saw a person, later identified as Suspect Pfeiffer, seated in the driver's seat of the Chevy truck parked in the driveway. Deputy Solorio could not see who was inside the truck, but saw a person's head moving up and down in a bobbing type motion possibly hiding or grabbing something from the floorboard. Deputy Solorio advised Deputy Burke via the direct frequency of his radio of his observation of someone moving inside the truck.

Deputy Solorio exited his patrol car and took cover between his patrol car and the SUV parked at the curb while Deputy Burke approached from the South. Deputy Solorio heard Deputy Burke tell the person (Pfeiffer) in the truck to open his door and show his hands. Deputy Burke made his way around the back of the truck and approached the driver's door when the door suddenly popped opened.

As Suspect Pfeiffer was exiting the driver's door of his truck, Deputy Solorio then recognized the occupant as Suspect Pfeiffer. Deputy Solorio immediately said, "Hey what's going on Dustin" to alert Deputy Burke the person exiting the truck was in fact Suspect Pfeiffer. Deputy Burke acknowledged Deputy Solorio' s identification and gave Suspect Pfeiffer orders to "turn around and put your hands behind your back." Suspect Pfeiffer complied, turned away placing his hands behind his back facing East toward his open truck door.

Believing Suspect Pfeiffer was complying Deputy Solorio holstered his duty weapon and continued to approach while Deputy Burke simultaneously grabbed Suspect Pfeiffer's hands to detain and/or conduct a pat down search. As Deputy Burke started to take hold of Suspect Pfeiffer, he (Pfeiffer) started to say "This is bullshit, fuck this, man." Deputy Solorio attempted to talk to Suspect Pfeiffer and reassure him he was not in trouble and to relax. As Deputy Solorio talked to Suspect Pfeiffer he saw Suspect Pfeiffer displayed symptoms of being under the influence. He (Solorio) retrieved his taser and ordered Suspect Pfeiffer to put his hands behind his back.

Suspect Pfeiffer suddenly broke away from Deputy Burke's grasp and reached into the truck. Deputy Burke struggled with Suspect Pfeiffer and managed to get one of Suspect Pfeiffer's arms behind his back and handcuffed. When Suspect Pfeiffer reached into the truck, Deputy Solorio requested a unit assistance via his handheld radio.

IAB Note: An audio copy of the radio transmission is included with this investigation as **Exhibit I.**

Suspect Pfeiffer suddenly leaned away from Deputy Burke and dove into the truck, reaching with both hands under the front seat of the truck. Deputy Solorio lost sight of Suspect Pfeiffer's hands. Deputy Solorio became concerned for Deputy Burke and his safety, believing Suspect Pfeiffer was possibly retrieving a weapon. Deputy Solorio told Deputy Burke to move and then shot Suspect Pfeiffer one time with his X26 taser. Deputy Solorio said the taser seemed to have a moderate effect on Suspect Pfeiffer causing Suspect Pfeiffer to stand and turn toward them.

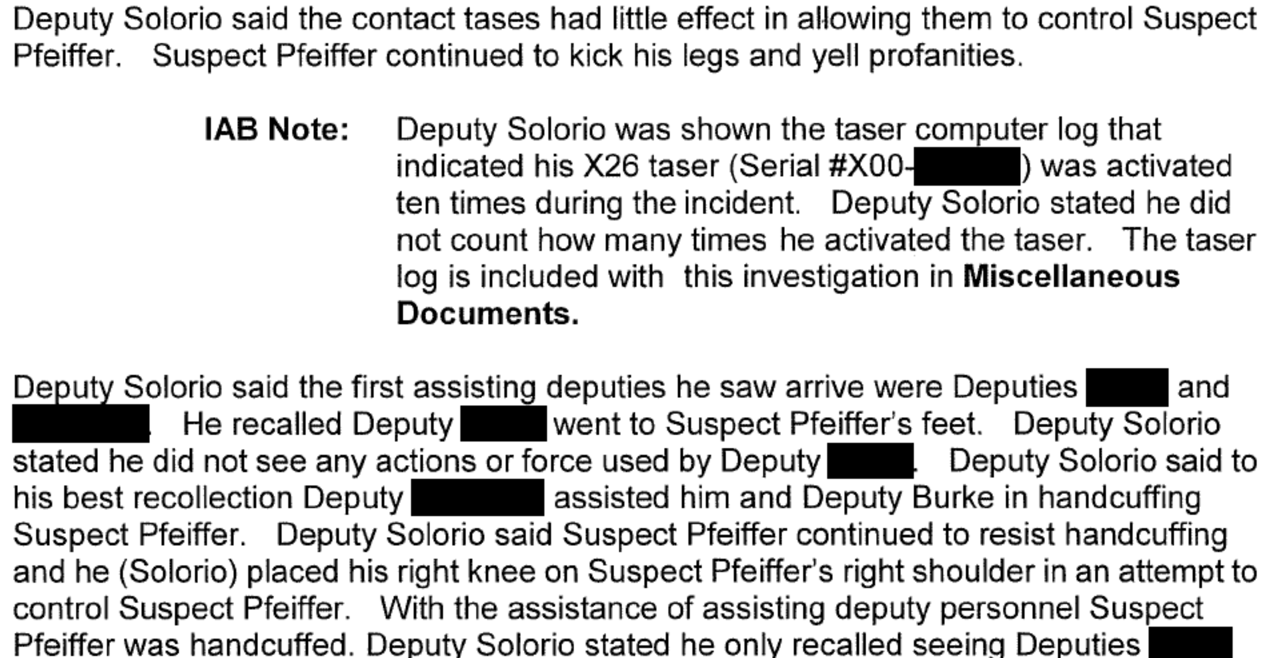
Deputy Solorio grabbed Suspect Pfeiffer with his left hand while still holding his taser in his right hand. Deputies Solorio and Burke took Suspect Pfeiffer to the ground with what Deputy Solorio described as "guiding him to the ground." Deputy Solorio stated he may have activated the taser, one possibly two times while guiding Suspect Pfeiffer to the ground. Deputy Burke landed directly on top of Suspect Pfeiffer and Suspect Pfeiffer continued to resist their efforts to control and handcuff him. Deputies Solorio and Burke continued to give Suspect Pfeiffer commands once on the ground. Suspect Pfeiffer continued to struggle concealing his hands under his body and trying to stand. During this struggle Deputy Solorio activated his taser several more times. Each time Deputy Solorio activated his taser he said it had some effect but not enough to allow them to handcuff or gain control of Suspect Pfeiffer. Deputy Solorio stated after each activation

of his taser Suspect Pfeiffer continued to struggle, concealing his left hand under his body, and he refused to comply.

Deputy Solorio saw Suspect Pfeiffer reach back with his left hand toward his left leg and he (Solorio) saw that Suspect Pfeiffer had a knife clipped to his left rear pants pocket. Deputy Solorio immediately yelled and advised Deputy Burke of his observation. Deputy Solorio pushed Suspect Pfeifer's hand away from the knife and struck Suspect Pfeiffer on his left torso with his right knee. While kneeing Suspect Pfeiffer Deputy Solorio lost grip of his taser and began punching Suspect Pfeiffer on the head and face with both of his (Solorio's) fist. During this time Deputy Solorio was able to grab and secure Suspect Pfeiffer's knife. During this time Deputies Solorio and Burke were able to update radio traffic advising they were involved in a fight.

Suspect Pfeiffer continued to struggle. He refused to obey their commands and tryed to stand with Deputy Burke on top of him trying to handcuff him. Unsure if Suspect Pfeiffer had additional weapons he (Solorio) and Deputy Burke continued to punch Suspect Pfeiffer in the head and face. The punches had little effect on Suspect Pfeiffer who continued to resist, and rise to his feet.

Deputy Solorio was able to retrieve his taser and remove the cartridge. Deputy Solorio tased Suspect Pfeiffer in the torso area several times using what he described as "contact tases." Deputy Solorio stated the contact tases were not complete five second cycles as Suspect Pfeiffer's movement made it difficult to keep the taser in contact with the suspect body. The contact tases caused Suspect Pfeiffer to fall back to the ground face first. Deputy Solorio said the contact tases had little effect in allowing them to control Suspect Pfeiffer. Suspect Pfeiffer continued to kick his legs and yell profanities.



IAB Note: Deputy Solorio was shown the taser computer log that indicated his X26 taser (Serial #X00-[redacted]) was activated ten times during the incident. Deputy Solorio stated he did not count how many times he activated the taser. The taser log is included with this investigation in **Miscellaneous Documents.**

Deputy Solorio said the first assisting deputies he saw arrive were Deputies [redacted] and [redacted]. He recalled Deputy [redacted] went to Suspect Pfeiffer's feet. Deputy Solorio stated he did not see any actions or force used by Deputy [redacted]. Deputy Solorio said to his best recollection Deputy [redacted] assisted him and Deputy Burke in handcuffing Suspect Pfeiffer. Deputy Solorio said Suspect Pfeiffer continued to resist handcuffing and he (Solorio) placed his right knee on Suspect Pfeiffer's right shoulder in an attempt to control Suspect Pfeiffer. With the assistance of assisting deputy personnel Suspect Pfeiffer was handcuffed. Deputy Solorio stated he only recalled seeing Deputies [redacted] and [redacted] assisting.

IAB Note: Deputy Solorio was shown three digital pictures depicting the area where the use of force occurred. Deputy Solorio marked the photos with boxes indicating where the suspect's truck was and where he parked his patrol car. The digital photos are included with his investigation as **Exhibit J.**

Deputy [redacted] was interviewed on April 23, 2013, at 1212 hours by Internal Affairs Bureau Sergeants Slade Carrizosa and Jeff Hamil. The interview was conducted at Internal Affairs Bureau. Deputy [redacted] was represented by Alfonso Estrada, attorney from the Law Offices of Green & Shinee. The interview was digitally recorded and transcribed. For his verbatim interview see his transcribed interview which is included with this case. Deputy [redacted] wrote a supplemental report documenting his actions; his report is included with this investigation in **Exhibit A.** The following is a summary of Deputy [redacted]'s report and interview.

Deputy [redacted] was working Lakewood Unit 133D, a day shift unit that started at [redacted] hours. Deputy [redacted] was at Lakewood Station preparing to start his shift when he heard the emergent traffic over the radio advising of a deputy involved fight. Deputy [redacted] stated he and [redacted], an early morning deputy, responded to the incident in the same patrol car, with Deputy [redacted] driving.

Deputy [redacted] stated while responding to the assistance request he saw the Sheriff's Department helicopter orbiting around the area of the incident. Deputy [redacted] recalled the deputy in the helicopter advising that the deputies were still fighting with the suspect and helped direct the responding units into the location.

They responded in from the North on Monogram Avenue parking just North of the location on the East curb. As Deputy [redacted] exited his patrol car he saw Deputies Burke and Solorio on top of Suspect Pfeiffer's upper body. Suspect Pfeiffer was in a push up position swinging his elbows and kicking his legs. As Deputy [redacted] ran up he heard the deputies yelling commands for Suspect Pfeiffer to give his hands up and to stop fighting. As Deputy [redacted] approached Suspect Pfeiffer he saw taser cords, indicating to him the suspect had already been tased and was still fighting with deputies.

Deputy [redacted] went directly to Suspect Pfeiffer's legs to control his legs and prevent him from kicking. Deputy [redacted] tried to secure Suspect Pfeiffer's legs using his hands while giving him verbal commands to stop fighting. Suspect Pfeiffer did not respond to his commands and continued to kick. Deputy [redacted] then struck Suspect Pfeiffer on the right ankle with his sap three to four times. Deputy [redacted] said the sap strikes did not have any effect on Suspect Pfeiffer as he continued to kick his legs. Deputy [redacted] again gave Suspect Pfeiffer verbal commands. Deputy [redacted] saw Suspect Pfeiffer's right hand go under his (Pfeiffer's) body toward his waistband. Deputy [redacted] struck Suspect Pfeiffer on the right ankle three to four more times with his sap. The second set of strikes with the sap appeared to have an effect, as Suspect Pfeiffer stopped kicking.

IAB Note: A picture of the same model sap used by Deputy [redacted] was obtained by Internal Affairs Bureau Investigators and is included with this investigation in **Miscellaneous Documents.**

Deputy [redacted] grabbed Suspect Pfeiffer's legs around his calves in a "bear hug" type control hold, bending Suspect Pfeiffer's lower legs toward his (Pfeiffer's) buttocks. While doing this control hold, Deputy [redacted] turned his back toward Suspect Pfeiffer's upper body and could not see who was handcuffing Suspect Pfeiffer. Having control of Suspect Pfeiffer's legs, Deputy [redacted] saw Detective [redacted] running up from the South and he requested a hobble from Detective [redacted].

Deputy [redacted] believed Deputy [redacted] placed the hobble around Suspect Pfeiffer's legs and he was able to cinch the hobble down while Detective [redacted] pulled the hobble tight around Suspect Pfeiffer's ankles. Deputy [redacted] stated he did not see who handcuffed Suspect Pfeiffer while he was securing his legs with the hobble. Deputy [redacted] said he and assisting deputies sat Suspect Pfeiffer upright and awaited the paramedic's arrival.

Once the paramedics arrived, Deputy [redacted] placed a second hobble around Suspect Pfeiffer's elbows which allowed them to control Suspect Pfeiffer's arms while he was un-handcuffed and placed in soft restraints that were attached to the stretcher.

Deputy [redacted] stated he did not see or hear the taser deployed while dealing with the suspect. Deputy [redacted] said the only force he saw any deputy use was Deputies Burke's and Solorio's initial struggle when he arrived. He did not see anyone throw any punches or knee strikes.

IAB Note: Deputy [redacted] was shown three digital photos during his interview depicting the area where the use of force occurred. On one of the photos he indicted with an "X" the approximate location of the suspect when he arrived, that photo is included with his investigation as **Exhibit K.**

Deputy [redacted] was interviewed on April 17, 2013, at 1108 hours by Internal Affairs Bureau Sergeants Slade Carrizosa and David Ladjevic. The interview was conducted at Internal Affairs Bureau. Deputy [redacted] was represented by Alfonso Estrada, attorney from the Law Offices of Green & Shinee. The interview was digitally recorded and transcribed. For his verbatim interview see his transcribed interview which is included with this case. Deputy [redacted] wrote a supplemental report documenting his actions; his report is included with this investigation in **Exhibit A.** The following is a summary of Deputy [redacted]'s report and interview.

Deputy [redacted] was working Lakewood Unit 135T1, a day shift unit with a starting time of [redacted] hours. While patrolling the area of Hawaiian Gardens he heard emergent radio traffic advising a deputy was involved in a fight. Deputy [redacted] responded to the assistance request. Upon arrival Deputy [redacted] saw Deputies Solorio and Burke struggling to gain control the suspect (Pfeiffer) who was face down on his stomach. Deputy [redacted] heard Deputy Solorio yell several times for Suspect Pfeiffer to stop fighting. Deputy [redacted] saw Suspect Pfeiffer was moving his body and kicking his legs.

Deputy [redacted] saw Deputy Solorio had his left knee on Suspect Pfeiffer's right shoulder and Deputy Burke had a hold of Suspect Pfeiffer's left hand, which was handcuffed, while lying across Suspect Pfeiffer's buttocks in an attempt to control Suspect Pfeiffer's legs to keep him from being kicked.

Deputy [redacted] saw that Suspect Pfeiffer's right hand was under his body preventing Deputy Burke from handcuffing him. Deputy [redacted] grabbed the handcuff attached to Suspect Pfeiffer's left hand with his left hand. With his ([redacted]'s) right hand he grabbed Suspect Pfeiffer's right hand from under his body in an attempt to complete the handcuffing. Suspect Pfeiffer squeezed Deputy [redacted]'s right hand with his right hand. Deputy [redacted] gave Suspect Pfeiffer verbal commands to let go of his hand. Suspect Pfeiffer did not immediately release his grip of Deputy [redacted]'s hand.

Deputy [redacted] said shortly after he saw Deputy [redacted] arrive, Pfeiffer loosened his grip which enabled Deputy [redacted] to gain control of Suspect Pfeiffer's right hand. Deputy [redacted] was than able to overpower Suspect Pfeiffer's resistance and force his right arm behind his back.

Deputy [redacted] said after suspect Pfeiffer was handcuffed he continued to kick and Deputies [redacted] and [redacted] placed the Rip-Hobble around Suspect Pfeiffer's legs.

Deputy [redacted] said he did not see Deputy [redacted] strike the suspect with a sap, nor did he see any punches or knee strikes thrown by any deputies, or a taser being deployed.

Deputy [redacted] was interviewed on April 17, 2013, at 1050 hours by Internal Affairs Bureau Sergeants Slade Carrizosa and David Ladjevic. The interview was conducted at Internal Affairs Bureau. Deputy [redacted] was represented by Alfonso Estrada, attorney from the Law Offices of Green & Shinee. The interview was digitally recorded and transcribed. For his verbatim interview see his transcribed interview which is included with this case. Deputy [redacted] wrote a supplemental report documenting his actions; his report is included with this investigation in **Exhibit A.** The following is a summary of Deputy [redacted]' report and interview.

Deputy [redacted] was working Lakewood Unit [redacted], an early morning unit which had an ending time of [redacted] hours. Deputy [redacted]' early morning shift had ended and he was inside the

station when heard radio traffic advising of a deputy involved in a fight. He and Deputy [redacted] responded to the location in the same patrol car, with Deputy [redacted] driving. Deputy [redacted] recognized the address from previous contacts and the arrest of Dustin Pfeiffer.

Deputy [redacted] saw Deputies Burke and Solorio attempting to control Suspect Pfeiffer who was fighting with the deputies. Deputy [redacted] saw Deputy Burke was partially on top of Suspect Pfeiffer who was in a push up position trying to push himself up off the ground. Deputy [redacted] heard Deputies Burke and Solorio yelling for Suspect Pfeiffer to stop fighting as he ran to assist.

Deputy [redacted] grabbed a hold of Suspect Pfeiffer's right arm which was under Suspect Pfeiffer's body. Deputy [redacted] was able to pull Suspect Pfeiffer's arm from under his body and placed it behind Suspect Pfeiffer's back holding it in place with both of his hands. After Deputy [redacted] had secured Suspect Pfeiffer's right arm behind his back, Suspect Pfeiffer was moving his body from side to side. Deputy [redacted] said in an attempt to immobilize Suspect Pfeiffer, he placed his left knee on Suspect Pfeiffer's right hamstring area. While dealing with Suspect Pfeiffer, Deputy [redacted] recalled Deputy Solorio being at Suspect Pfeiffer's head giving commands and Deputy [redacted] was at Suspect Pfeiffer's leg area.

Deputy [redacted] was not sure who assisted him handcuffing Suspect Pfeiffer. He said when he first arrived he saw Deputy Burke on top of Suspect Pfeiffer and when he looked up after handcuffing he only saw Deputy [redacted].

Deputy [redacted] said he did not see Deputy [redacted] use any force or strike the suspect with a sap. Deputy [redacted] said other than him placing his knee on the suspect's leg; he did not see any knee strikes. Deputy [redacted] did not see any force other than deputies trying to maintain control of Suspect Pfeiffer's arms and legs. Deputy [redacted] said he did not see the hobble being placed on Suspect Pfeiffer.

IAB Note: During Deputy [redacted]' interview he marked one digital photo with an "X" indicating the approximately location where the use of force occurred, that photo is included with this investigation as **Exhibit L.**

Deputy [redacted] was interviewed on April 17, 2013, at 1030 hours by Internal Affairs Bureau Sergeants Slade Carrizosa and David Ladjevic. The interview was conducted at Internal Affairs Bureau. Deputy [redacted] was represented by Alfonso Estrada, attorney from the Law Offices of Green & Shinee. The interview was digitally recorded and transcribed. For [redacted] verbatim interview see [redacted] transcribed interview which is included with this case. Deputy [redacted] wrote a supplemental report documenting [redacted] actions; [redacted] report is included with this investigation in **Exhibit A.** The following is a summary of Deputy [redacted]' report and interview.

Deputy [redacted] was working Lakewood Unit [redacted], a [redacted] shift unit which had a starting time of [redacted] hours. Deputy [redacted] stated [redacted] was in the Lakewood Station parking lot preparing for [redacted] shift when [redacted] heard radio traffic advising of a deputy involved fight. Deputy [redacted] responded to the location. Upon arrival, [redacted] saw three deputies attempting to restrain Suspect Pfeiffer who was lying face down, kicking his legs and flailing his arms. Deputy [redacted] heard the deputies giving orders for Suspect Pfeiffer to give up his hands and stop kicking. As Deputy [redacted] ran up, [redacted] saw Deputy [redacted] at Suspect Pfeiffer's feet and Deputy Burke on one side of Suspect Pfeiffer's torso. A third deputy, who [redacted] did not recall, was on the opposing side of Deputy Burke.

As [redacted] approached [redacted] saw Deputy [redacted] strike the suspect on the ankle one time with his sap. As Deputy [redacted] approached Deputy [redacted] asked [redacted] for a Rip-Hobble as he tried to gain control of Suspect Pfeiffer's legs. Deputy [redacted] removed [redacted] hobble from [redacted] belt, released the slack and applied pressure with [redacted] hands to Suspect Pfeiffer's legs to prevent him from kicking. With the assistance of Deputy [redacted], they were able to secure the hobble around Suspect Pfeiffer's legs. After the hobble was secured around Suspect Pfeiffer's legs, he complied with their commands and stopped kicking. Deputy [redacted] knelt down next to Suspect Pfeiffer's legs and maintained control of his legs while deputies had Suspect Pfeiffer sit up.

SUSPECT STATEMENT:

Suspect Dustin Pfeiffer was interviewed at Long Beach Memorial Hospital by Lakewood Sergeant Jose Reveles. Suspect Pfeiffer refused to answer any questions, repeatedly telling Sergeant Reveles his family needed him. Sergeant Reveles videotaped the attempted interview and a copy of that video is included with this investigation as **Exhibit M.**

Sergeant Carrizosa contacted Suspect Pfeiffer's attorney, Jonathan Roberts, who declined to allow Suspect Pfeiffer to be interviewed.

SUSPECT INJURIES:

Suspect Pfeifer had visible swelling and bruising above right eye, redness to left orbital area, and left ankle bruising. Suspect Pfeiffer was treated at Long Beach Memorial where, after having a CAT scan it was determined Suspect Pfeiffer had a "comminuted right temporal skull fracture." Suspect Pfeiffer was uncooperative with hospital staff and had to be placed into four point restraints and later sedated due to his level of agitation. Sergeant Reveles took digital photos of and videotaped Suspect Pfeiffer's injuries; a copy of the photos and video are included with this investigation as **Exhibit N.** For additional information regarding Suspect Pfeiffer's injuries and his medical treatment a copy of his medical records is included with this investigation as **Exhibit O.**

MISCELLANEOUS DOCUMENTS:

DEPUTY PERSONNEL INJURIES: Deputy Burke had a small scratch on his left forearm and an abrasion on his left hand. Deputy Solorio had abrasions on his left hand. The deputies did not receive medical treatment for their injuries.

PHYSICAL EVIDENCE:
No physical evidence was collected at the scene.

INVESTIGATORS' OBSERVATIONS:
Sergeant Carrizosa took digital photos of scene where the use of force occurred. The photos are included with this case as **Exhibit P.**

WEAPONS USED BY DEPUTY PERSONNEL:
Impact weapon: Gonzalez 415 model sap
Personal weapons: Hands, fist, and knees
X26 Taser

WEAPONS USED BY SUBJECT:
Personal weapons: Hands and feet

PROPERTY DAMAGE:
None

RADIO TRANSMISSION:

Deputies Burke and Solorio listened to the radio traffic prior to their Internal Affairs interviews. On the voice print the initial radio traffic is at 0812 hours and the Code 4 is at 0814 hours. The following is a timeline of the voice print recording of the radio traffic and who was identified as putting out the radio traffic.

8:12:00 – Unit 132T1, Deputy Solorio requested one unit Code 3. Deputy Solorio stated he requested the unit Code 3 when Suspect Pfeiffer reached in the truck for the plastic bag.

8:12:31 – Deputy Burke advised deputies involved in a fight

8:12:41 – Deputy Solorio advises detaining and updates address

8:12:51 – 130S advises responding Code 3

8:12:57 – 135T1 advises responding Code 3

8:13:08 – Air 8 advises they are en route with a minute and a half travel time

8:13:21 – Air 8 advises they are 30 seconds out

8:13:27 – Responding unit requests address

8:13:38 – Deputy Solorio updates address

8:13:49 – Air 8 over head and describes location

8:14:08 – Air 8 requests units Code 3

8:14:30 – Air 8 directing units into location

8:14:47 – Deputy Solorio advises Code 4

WEATHER AND LIGHTING CONDITIONS:
The incident occurred on a clear morning at approximately 0800 hours.

CRIMINAL CHARGES FILED:

Court: Bellflower

Charges: On July 3, 2012, the District Attorney filed three felony charges against Suspect Pfeiffer; Possession on a Controlled Substance 11377 H.S., two counts of Resisting an Executive Officer, 69 P.C., and one misdemeanor charge of Under the Influence of a Controlled Substance, 11550 H.S.

Suspect Pfeifer's court proceedings are still on going. His next court date is June 6, 2013.